

1 District Judge Robert S. Lasnik  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 NORTHWEST ENVIRONMENTAL  
11 ADVOCATES, an Oregon non-profit  
12 corporation,

13 Plaintiff,

14 v.

15 UNITED STATES ENVIRONMENTAL  
16 PROTECTION AGENCY, an agency of  
17 the United States,

18 Defendant.

19 Case No. 19-cv-887-RSL

20 JOINT STATUS REPORT AND  
21 [PROPOSED] ORDER

22 **Noted on Motion Calendar:**  
23 **08/3/2020**

24 Pursuant to the Court's order, Dkt. No. 27, Plaintiff Northwest Environmental  
25 Advocates ("NWEA") and Defendant United States Environmental Protection Agency  
26 ("EPA") hereby provide a joint status report notifying the Court of the parties'  
27 negotiations to settle NWEA's claim for attorneys' fees and costs.<sup>1</sup>

28 As the Court is aware, in this Freedom of Information Act ("FOIA") suit, the  
29 parties have reached a resolution on NWEA's claims, with the exception of NWEA's  
30 claim for attorneys' fees and costs. Since the last status update, the parties have engaged

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32 <sup>1</sup> The Order extends the deadline for a Joint Status Report and Discovery Plan. However, as the only issue  
33 remaining in this matter is fees and costs, a discovery plan is not relevant as discovery is unnecessary.

1 in settlement negotiations. At this time, EPA is seeking settlement authority to determine  
2 whether resolution of the only remaining issue in this case is possible.

3 In order to permit the parties with enough time to finish settlement discussions  
4 that, if successful, would fully resolve this case, the parties jointly propose a joint status  
5 report or a briefing schedule for NWEA's fee application to be filed on or before August  
6 28, 2020.

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8 Dated this 3rd day of August, 2020.

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10 United States Attorney

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28 JOINT STATUS REPORT AND [PROPOSED] ORDER  
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Attorneys for Plaintiff

**[PROPOSED] ORDER**

It is hereby **ORDERED** that:

The parties shall file a joint status report or a briefing schedule for NWEA's fee application on or before August 28, 2020.

DATED this \_\_\_\_\_ day of August, 2020.

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ROBERT S. LASNIK  
United States District Judge